IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40171 of 2007
SURESH SAHNI
Versus
STATE OF BIHAR

6/ 22.9.2008 Heard learned counsel for the parties.

The present case was initially registered for offences under Sections 395 and 397 of the Indian Penal Code but after death of the injured Section 396 of the Indian Penal Code has been added.

Submission is that the petitioner is not named in the first information report, he has not been put on test identification parade and no looted article has been recovered from his possession. His name has come in the confessional statement of co-accused. Co-accused Kapileshwar Rai alias Dillu Rai has been granted bail on 19.12.2005 Vide Cr.Misc.No. 38264 of 2005. The petitioner is in jail custody since 5.4.2006.

Considering the facts and circumstances of the case, let the petitioner Suresh Sahni be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge, Fast Track Court No.III, Darbhanga in Sessions Trial No. 333 of 2006.

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Tahir/- **(Shyam Kishore Sharma, J.)**